

ARKANSAS COURT OF APPEALS

DIVISION III
No. CACR08-1001

CLARENCE E. WILLIAMS
APPELLANT

V.

STATE OF ARKANSAS
APPELLEE

Opinion Delivered April 22, 2009

APPEAL FROM THE SEBASTIAN
COUNTY CIRCUIT COURT,
[NO. CR-2006-1396]

HONORABLE JAMES O. COX,
JUDGE

REBRIEFING ORDERED

JOSEPHINE LINKER HART, Judge

Clarence E. Williams appeals from an order of the Sebastian County Circuit Court revoking his suspended sentence for Class C felony theft of property. The trial court found that he had violated the terms and conditions of his suspended sentence by possessing and using marijuana, committing aggravated robbery, and failing to make payments on his fees and costs. It sentenced Williams to ten years in the Arkansas Department of Correction. On appeal, he argues that the State failed to prove by a preponderance of the evidence that he violated the terms and conditions of his suspended sentence. We note, however, that Williams failed to include in his addendum the original disposition order in this case, the terms and conditions of his suspended sentence, the ledger showing his payment history, and the State's petition to revoke. We therefore order rebriefing.

Because the above-referenced documents were omitted from Williams's addendum, his brief does not comply with Rule 4-2 of the Rules of the Arkansas Supreme Court and the Arkansas Court of Appeals. Rule 4-2(a)(8) (2008) states that an appellant's addendum shall contain all "relevant

pleadings, documents, or exhibits essential to the understanding of the case.” Williams’s addendum is thus deficient, and we direct appellant to cure the deficiency by filing a substituted abstract, addendum, and brief within fifteen days from the date of the entry of this order. *See* Rule 4-2(b)(3).

Rebriefing ordered.

GLADWIN and KINARD, JJ., agree.